

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

FRIDAY, THE 11TH AUGUST 2006 / 20TH SRAVANA 1928

Bail Appl..No. 4948 of 2006

CRIME NO.879/2006 OF KOTTARAKKARA POLICE STATION

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PETITIONERS/ACCUSED.

1. BHARGAVAN PILLAI, S/O.KRISHNA PILLAI,
AGED 50M YEARS, THANDALATHU VEEDU, VALLAM MURI,
NEDUVATHOOR VILLAGE, KOTTARAKKARA.
2. MEENA, AGED 44 YEARS,
W/O.BHARGAVAN PILLAI, THANDALATHU VEEDU,
VELLAM MURI, NEDUVATHOOR VILLAGE,
KOTTARAKKARA.

BY ADV. SRI.ALEXANDER GEORGE

RESPONDENTS: COMPLAINANT.

1. STATE OF KERALA, REPRESENTED BY ITS
DIRECTOR OF PUBLIC, PROSECUTION, HIGH COURT OF
KERALA, ERNAKULAM.
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2. THE SUB INSPECTOR OF POLICE,
KOTTARAKKARA POLICE STATION,
KOLLAM DISTRICT.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 11/08/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

J.M.JAMES, J.

B.A. 4948/2006

DATED THIS THE 11TH DAY OF AUGUST, 2006

O R D E R

The petitioners are accused 1 and 2, in crime No.879/2006 of Kottarakkara Police Station. The offence alleged against them are under Sections 452, 324 and 354 IPC read with Section 34 IPC.

2. It is submitted that the petitioners had trespassed into the house of the defacto complainant and assaulted her. The counsel submitted that the daughter of the petitioners was married to a person at the instance of the defacto complainant. However, there arose a difference of opinion between the young couple. Therefore, the daughter of the petitioners took shelter in the house of the defacto complainant. The entire action of the defacto complainant was resented to by the petitioners, the parents of the girl. There arose an altercation, which led to the assault, as alleged by the prosecution, by the petitioners. Hence, they are before this Court, under Section 438 Cr.P.C.

3. In the above facts situation of the case, I direct the petitioners to surrender before the Investigating Officer in crime No.879/2006 of Kottarakkara Police Station, on 18.8.2006 between 10.30 a.m and 11.00 a.m. The Investigating Officer shall interrogate the petitioner and thereafter, produce them before the Judicial Magistrate of First Class-I, Kottarakkara, on the same day before 5.00 p.m.

4. The learned Magistrate shall allow the application(s) for bail that may be preferred by the petitioners, on imposing such conditions, as are deemed necessary, including the reporting of the petitioners before the Investigating Officer, for the purpose of the completion of investigation, as may be prayed by the prosecution before the Court below, at the time of consideration of the application for bail.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrCS